



U.S. Appln. No. : 10/506,303

Confirmation No. 3221

Applicant : Khayat, *et al.*

Filing Date : September 01, 2004

TC/A.U. : Unassigned

Examiner : Unassigned

Docket No. : 6300-14

**RESPONSE TO NOTICE TO FILE
MISSING REQUIREMENTS UNDER 35 U.S.C. § 371**

MAIL STOP MISSING PARTS

Commissioner for Patents

P.O. Box 1450


Alexandria VA 22313-1450

Sir:

In the above-identified application, Applicants have received a Notice To File Missing Requirements under 35 U.S.C. § 371 in the United States Designated/Elected Office, mailed January 06, 2005, indicating that the Oath or Declaration must be furnished. Applicants submit herewith a duly executed Combined Declaration for Patent Application and Power of Attorney for the above-identified application. Applicants also enclose a check including the amount of \$65.00 for the surcharge required under 37 C.F.R. §1.492(e). Applicants have also included a copy of the Notification of Missing Requirements. Applicants request examination on the merits.

Respectfully submitted,

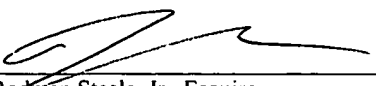
Date: 2/16/05


J. Rodman Steele, Jr., Reg. No. 25,931
Theodore M. Green, Reg. No. 41,801
AKERMAN SENTERFITT
Customer No. 30448
Post Office Box 3188
West Palm Beach, FL 33402-3188
Telephone: (561) 653-5000

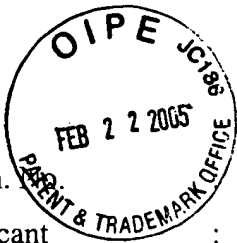
Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited as first class mail with the U.S. Postal Service addressed to the MAIL STOP MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 on

2/16/05
Date


J. Rodman Steele, Jr., Esquire, Reg. No. 25,931

6040



DT02 Rec'd CT/PTO 22 FEB 2005

Appln. 10/506,303
Applicant : Khayat, *et al.*
Filed : September 01, 2004
TC/A.U. : Unassigned
Examiner : Unassigned
Docket No. : 6300-14

Confirmation No. 3221

#3

TRANSMITTAL LETTER

MAIL STOP MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Sir:

Please find enclosed for filing:

1. Response to Notice to File Missing Requirements Under 35 U.S.C. § 371;
2. Copy of Notice to File Missing Requirements Under 35 U.S.C. § 371;
3. Executed Combined Declaration for Patent Application and Power of Attorney;
4. Application Data Sheet;
5. Fee Transmittal Sheet together with \$65.00 fee; and
6. Return Postcard.

Please charge any deficiencies or credit any overpayment to Deposit Account No. 50-0951. This Transmittal Letter is submitted in duplicate.

03/03/2005 SNAJARRO 00000103 10506303

01 FC:2617

65.00 DP

Respectfully submitted,

Date:

2/16/05

J. Rodman Steele, Jr., Reg. No. 25,931
Theodore M. Green, Reg. No. 41,801
AKERMAN SENTERFITT
Customer No. 30448
Post Office Box 3188
West Palm Beach, FL 33402-3188
Telephone: (561) 653-5000

Certificate Under 37 CFR 1.8(a)

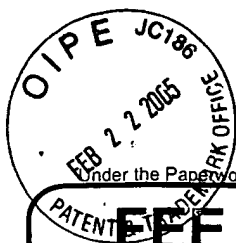
I hereby certify that this correspondence is being deposited as first class mail with the U.S. Postal Service addressed to the MAIL STOP MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 on

Date

2/16/05

J. Rodman Steele, Jr., Esquire

Reg. No. 25,931



FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 65.00

Complete If Known

Application Number	10/506,303
Filing Date	September 01, 2004
First Named Inventor	Khayat, et al.
Examiner Name	Unassigned
Art Unit	Unassigned
Attorney Docket No.	6300-14

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit
Account
Number
Deposit
Account
Name

50-0951

Akerman Senterfitt

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 790	2001 395	Utility filing fee	
1002 350	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 790	2004 395	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$) 0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 44	Independent claims in excess of 3
1203 300	2203 150	Multiple dependent claim, if not paid
1204 88	2204 44	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	65.00
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 430	2252 215	Extension for reply within second month	
1253 980	2253 490	Extension for reply within third month	
1254 1,530	2254 765	Extension for reply within fourth month	
1255 2,080	2255 1,040	Extension for reply within fifth month	
1401 340	2401 170	Notice of Appeal	
1402 340	2402 170	Filing a brief in support of an appeal	
1403 300	2403 150	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,370	2453 685	Petition to revive - unintentional	
1501 1,370	2501 685	Utility issue fee (or reissue)	
1502 490	2502 245	Design issue fee	
1503 660	2503 330	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1306 180	1806 180	Submission of information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 790	2809 395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 790	2810 395	For each additional invention to be examined (37 CFR 1.129(b))	
1801 790	2801 395	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 65.00

SUBMITTED BY

(Complete (if applicable))

Name (Print/Type)	J. RODMAN STEELE, JR.	Registration No. (Attorney/Agent)	25,931	Telephone	561-653-5000
Signature		Date	2/16/05		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/506,303	Ondine Khayat	6300-14

INTERNATIONAL APPLICATION NO.	
PCT/FR02/00750	
LA. FILING DATE	PRIORITY DATE
03/01/2002	

30448
 AKERMAN SENTERFITT
 P.O. BOX 3188
 WEST PALM BEACH, FL 33402-3188

CONFIRMATION NO. 3221

371 FORMALITIES LETTER



OC000000014878739

Date Mailed: 01/06/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/01/2004
- Copy of the International Search Report filed on 09/01/2004
- Preliminary Amendments filed on 09/01/2004
- Information Disclosure Statements filed on 09/01/2004
- U.S. Basic National Fees filed on 09/01/2004
- Priority Documents filed on 09/01/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$65** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

RECEIVED
DOCKETING

AKERMAN SENTERFITT, P.A.

- \$65 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 305-3656

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/506,303	PCT/FR02/00750	6300-14

FORM PCT/DO/EO/905 (371 Formalities Notice)